

FACTOR & PARTNERS, LLC

1327 W. Washington Boulevard, Suite 5G/H Chicago, Illinois 60607

Facsimile (312) 226-1919

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APR 1 0 2002

PETITIONS OFFICE

Michigan Office: 305 Hoover Blvd., Suite 300 Holland, Michigan 49423 Telephone (616) 355-0400 Facsimile (616) 355-9862

United States and International Intellectual Property Law

FACSIMILE TRANSMITTAL

DATE:

April 10, 2002

Please deliver the following pages to:

NAME(s):

John J. Gillon, Esq.

Telecopier No.:

703/308-6916

From:

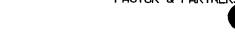
Jody L. Factor

Total Number of Pages _____ 27 ___ (including this cover sheet)

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THIS FACSIMILE TRANSMITTAL CONTAINS THE FOLLOWING:

- Response to Dismissal of Petition under 37 C.F.R. § 1.81 (5 pages);
- 2. Statement of Facts of Jody L. Factor in support of Petition (3 pages):
- 3. Exhibits A through H (18 pages); and
- 4. Certificate of Facsimile



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FAX RECEIVED

APR 1 0 2002

PETITIONS OFFICE

IN RE APPLICATION OF:

3122261919

Joshi, et al.

CASE:

MIC-98125CP01

SER. NO.:

09/649,563

RESPONSE TO DISMISSAL OF PETITION UNDER 37

FILING DATE:

August 28, 2000

C.F.R. § 1.81

FOR:

CONTROLLED RELEASE

OF SUBSTANCES

ASSISTANT COMMISSIONER FOR PATENTS 2900 Crystal Drive Arlington, VA 22202-3513 ATTENTION OF:

EXAMINER:

Dear Sir or Madam:

If any charges or fees must be paid in connection with the following communication, they may be paid out of our Deposit Account No. 50-0545.

This is in response to the Decision on the prior petition under 37 C.F.R. §1.81 of the above-identified application, mailed January 22, 2002. Please consider the below remarks toward reconsideration of the Decision and withdrawal of the holding of abandonment of the present application and passage thereof to substantive examination.

FACTOR & PARTNERS, LLC. 1327 West Washington Blvd. Suite 5G/H Chicago, IL 60607 (312) 226-1818

Jody L. Factor

34157

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Applicant submits that the Decision of the Petition under 37 C.F.R. §1.18 was inadvertently mailed to an incorrect address on January 22, 2002. Applicant became aware of the mailing discrepancy when performing a routine status check of the Petition on March 26, 2002. Due to such discrepancy, the Decision was not received by Applicant until March 27, 2002, via facsimile transmission. Upon receipt of the Decision, Applicant became aware that a response was due two months from the date of mailing, namely, March 22, 2002. Applicant notes that on January 25, 2001 a Request for Customer Number Data Change Form (Exhibit A) changing Applicant's correspondence address was filed with the USPTO. Consequently a Notice of Customer Number Record Change (Exhibit B) was mailed on February 7, 2001, confirming appropriate change of address. Inasmuch as the Decision was received five days after the

The prior Petition under 37 C.F.R. §1.18 was dismissed by the USPTO, due to lack of evidence regarding non-receipt of the Notice to File Missing Parts, as mailed on October 17, 2000. In response, Applicant submits herewith a Statement of Facts asserting that the Notice was in fact, not received prior to the September 27, 2001 facsimile transmission. In addition, Applicant submits further evidence, provided with various reports generated by its attorneys' electronic docketing system, in support of the allegation of non-receipt.

response deadline, Applicant asserts that this response should be deemed timely filed.

Specifically, it is submitted that it is standard protocol that all communications (postal and facsimile) from the USPTO, which are in any way associated with a response to the USPTO, or, with respect to compliance with a response, are entered upon receipt, or, at the latest, the following business day into Applicant's attorneys' computerized docketing system. Applicant's

FACTOR & PARTNERS

attorneys utilize said computerized docketing system as the primary organization system for information relevant to all case matter for which they are responsible. The docketing system ensures that all actions due in response to USPTO communications, including diligent status inquiries, and the like, are performed in a timely manner. Reminder lists, listing cases which have upcoming actions are generated using the electronic docketing system on a weekly basis.

The docketing system also has the capability to generate a list depicting due dates for all actions within a particular time period, and the dates when they were completed. Applicant notes that the mailing date of Office Actions are also included in this report, in columns titled, "Date Due" and "Date Done". Inasmuch as the Notice, as mailed on October 17, 2000, would typically be received within two weeks, by October 31, 2000, a report, as previously described, has been generated for the time period of October 17, 2000 through October 31, 2000 (Exhibit C). All communications received from the USPTO with a mailing date within that time period would also be reflected in this report. To ensure that the Notice was not inadvertently misfiled, Applicant's attorneys physically examined all case files where communications from the USPTO were received during the above-identified time period. Such a careful examination confirms that the Notice to File Missing Parts had indeed not be received prior to September 27, 2001.

Additionally, as a response to the Notice was due by December 17, 2000, a similar report has been generated for the time period of December 17, 2000 through January 31, 2001 (Exhibit D). The closing date of this report was chosen in order to show, for example, that an Office Action mailed on October 20, 2000, with a three month response deadline of January 22, 2001 (January 20, 2001 was a Saturday), would be properly depicted by the attached reports. Further examples or other pending cases may be viewed in Exhibit D which had one month response

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deadlines.

A further capability of the docketing system provides a detailed report for each case within the system. This report includes all information entered into the docketing system for a particular case. Namely, client information and case history, for example, dates of communication received by the USPTO (e.g. Filing Receipt, Office Actions, Assignments, etc.). An example case detail report was generated for an application which has since been issued (Exhibit E). Similarly the same type of report was generated for the present application (Exhibit F), showing that the Notice was not received by Applicant in a typical fashion. In the "Notes" section of the report it was noted that the Notice was received, via facsimile on September 27, 2001, and consequently a Petition filed on October 8, 2001. Applicant notes that the "Notes" capability of the docketing system is used mainly to record any "unusual" occurrences for a particular case.

Lastly, a report may be generated which depicts all Office Actions associated with a particular case. Applicant notes that a Notice to File Missing Parts is entered as an Office Action for purposes of the docketing system. Such a report lists the dates which an Office Action was mailed, received, deadline to respond, and when a response was submitted to the USPTO. Such a report was generated for the application, indicating that there has been no actions received in association with this application (Exhibit G). Similarly, a report has been generated for an issued application to serve as an example (Exhibit H).

In light of the foregoing, Applicant submits that failure to respond to the Notice was unavoidable, and respectfully requests withdrawal of the Dismissal as well as the mailing of a new Notice with a new mailing date and response time period – without any loss in the duration 3122261919

of any issued patent, and with the time period between the initial mailing of the Notice to File

Missing Parts and the mailing date of a new Notice being added to the life of any subsequent patent. Inasmuch as Applicant previously submitted a petition fee of \$130.00, no further fees have been enclosed herewith. If the petition is granted, a refund is respectfully requested.

Should anything further be required, a telephone call to the undersigned at (312) 226-1818 is respectfully solicited.

Respectfully submitted,

Dated: April 10, 2002

Jody L. Factor

One of Applicant

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being faxed to Mr. John Gillon of the United States Patent and Trademark Office at (703) 308-6916 on April 10, 2002.

Jody L. Factor

Name of Applicant, Assignee, Applicant's Attorney or Registered

Representative

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Joshi, et al.

CASE:

MIC-98125CP01

SERIAL NO.:

09/649,563

FILED ON:

August 28, 2000

FOR:

CONTROLLED RELEASE OF SUBSTANCES

STATEMENT OF FACTS OF JODY L. FACTOR IN SUPPORT OF THE PETITION UNDER 37 C.F.R. §1.81

The Honorable Commissioner of Patents 2900 Crystal Drive Arlington, VA 22202-3513

Dear Sir:

- I, Jody L. Factor, a citizen of the United States of America, declare that:
- 1. I am a partner in the law firm of FACTOR & PARTNERS, LLC., having a place of business at 1327 West Washington Blvd., Suite 5G/H, Chicago, IL, 60607.
- 2. My firm represents MICROLIN, L.C. for intellectual property matters.
- 3. On August 28, 2000, we filed a patent application on what became United States Serial Number 09/649,563 (the "Application) with the United States Patent and Trademark Office.
- 4. On June 8, 2001, one of my employees performed a routine status check for the Application, and requested a copy of the filing receipt which was not received by our offices.

04/10/2002 14:44



- 5. The filing receipt was still not received as of September 13, 2001, consequently another status check was performed by my employee. Copies of the Request for Customer Number Data Change Form and Notice of Customer Number Record Change were attached, via facsimile, to ensure the proper address was on file.
- 6. On September 21, 2001, an employee at the USPTO Office of Initial Patent Examination, telephoned my offices to inform us that a Notice to File Missing Parts was mailed on October 17, 2000.
- 7. On September 27, 2001, I received a copy, via facsimile, of the Notice.
- 8. On October 8, 2001, a Petition under 37 C.F.R. §1.81 was filed with the USPTO to withdraw abandonment.
- 9. On January 8, 2002, in a telephonic conversation with the Attorney assigned to the Petition, I was informed that it was necessary to provide documented evidence, in the form of a mail-log, proving that the Notice was indeed not received by my offices. I misunderstood what the term "mail-log" meant, and whether a computerized docketing system could constitute such a mail-log.
- 10. On the same day, I spoke to the Attorney's supervisor regarding, among other things, the term "mail-log." I explained that my firm has an electronic case docketing system which identifies all documents received and sent to the USPTO, which can be sorted by date and case, among other criteria, and I was informed that such a report would comply with the mail-log request.
- 11. On March 27, 2002, my employee made a telephone call inquiring about the Decision on our Petition, whereby I became aware that the Decision was inadvertently mailed to an incorrect address. Consequently, a copy of the Decision dismissing our Petition was provided to our offices via facsimile.
- 12. On April 3, 2002, I spoke with the Attorney regarding reconsideration of the dismissal.



- 13. Various reports were generated via our electronic docketing system. Such reports provide evidence that the Notice as mailed on October 17, 2000 was not received by my offices until September 27, 2001.
- 14. To ensure that the Notice had not been inadvertently misfiled, files which received correspondence during the time period of October 17, 2000 through October 31, 2000, as determined by the docketing system, were physically checked. All documents received during that time period were indeed correctly filed.
- 15. All statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the Application or any patent resulting therefrom.

DATED THIS 10th day of April , 2002

SIGNATURY (Jody L. Factor)

Please type a plus sign (+) inside this box

PTO/SB/124A (08-00)
Approved for use through 10/31/2002. OMB 0851-0035
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Request for **Customer Number Data Change**

Address to:

Assistant Commissioner for Patents Box CN Washington, DC 20231

PETITIONS OFFICE

'APR 1 0 2002

FAX RECEIVED

To the Commissioner of Patents and Trademarks: Please record the following data changes to Customer Number: Type Customer Number here 22876 Please change Correspondence Address to: Individual FACTOR & PARTNERS, LLC Name Address 1327 W. Washington Blvd. Address Suite 5G/H City ZIP 60607 State IL <u>Chicago</u> Country U.S. 312-226-1919 Telephone 312-226-1818 Please delete the following practitioner registration number(s) from the Customer Number indicated above: Please add the following practitioner registration number(s) to the Customer Number indicated above: Additional practitioner registration numbers are listed on supplemental sheet(s) attached hereto Request Submitted by: Firm Name (if applicable) FACTOR & PARTNERS, LLC Name of Person Jovan N. Jovanovic submitting request Signature 1/25/01 312-226-1818 Telephone Number

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the incomments on the amount of time you are required to complete this form should be sent to the Chief Information Officer. U.S. Patent an Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner (Washington, DC 20231.





United States Patent and Trademark Office

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UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231

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CUSTOMER

22876

3122261919

NUMBER:

CORRESPONDENCE

ADDRESS:

FACTOR & PARTNERS, LLC 1327 W. WASHINGTON BLVD. SUITE 5G/H CHICAGO, IL 60607 FAX RECEIVED

FAX:

312-226-1919

PHONE:

312-226-1818

E-MAIL:

Date Mailed: 02/07/2001

NOTICE OF CUSTOMER NUMBER RECORD CHANGE

The request to change the information associated with the above-identified Customer Number has been accepted by the Commissioner of Patents and Trademarks.

The Customer Number may be used to identify the correspondence address or "fee address" for, and/or the appointed practitioner(s) in, a United States patent application or patent. The correspondence address and registration numbers indicated on this notice reflect the current correspondence address and registration numbers associated with the above-identified Customer Number.

PRACTITIONER REGISTRATION NUMBER(S) ASSIGNED TO THAT CUSTOMER NUMBER:

34157, 40039, 46830.

Patents Electronic Business Center

(703) 305-3028

PART 1 - ATTORNEY/APPLICANT COPY

EXHIBIT B

PAGE 12

Case Tracking System FACTOR & PARTNERS, LLC

Actions Due - Done

Case Title

Case No

What

Date Due Done

Date: April 5, 2002



High Solid Content Thermally Curable Anode Paste	MIT-981232	Application Abandoned	_	10/24/2000	10/24/2000
Brush That Delivers Beneficial Agents	MIC-991263	Patent Issued Application Abandoned	7 =	10/24/2000	10/24/2000
Method For Automatic Mass Production Of Electrochemical Cells	(LI-011085	Patent Issued		10/24/2000	10/24/2000
Column Repair Jack And Method Of Repairing A Column	FBS-981117	Patent Issued		10/24/2000	10/24/2000
Sanitizing Device And Associated Method	CER-991476	Respond to Office Action - USA		10/26/2000	10/23/2000
Operation Sanitizing Device And Associated Method	CER-991476	Additional Signatures/Filing Fee		10/26/2000	10/23/2000
Electrochemical Cell With Manifold Device And Associated Method Of Manufacture And	POW-001264	Assignment Postcard	J.	Received	10/22/2000
Operation			;		000000000000000000000000000000000000000
Electrochemical Cell With Manifold Device And Associated Method Of Manufacture And	POW-001264	Filing Postcard	ЛF	Received	10/22/2000
Rib Spacing With Registration Point	POW-001260	Assignment Postcard	J.F	Received	10/22/2000
Rib Spacing With Registration Point	POW-001260	Filing Postcard	JLF	Received	10/22/2000
Zinc-Bromine Battery With Circulating Electrolytes	93.IP	Exam. Reg Receive Receipt - JP	JLF	Received	10/22/2000
Singape-Stable Fluid Discretising Desire Heima A Ludwood Con Concess.	98548CA	Maintenance 3 - Receive Receipt - Canada	JLF	Received	10/21/2000
Space Frame Annarabis And Droces For The Manufacture Of Some	936661JK	Maintenance7 - Receive Receipt - U.K.	JLF	Received	10/21/2000
Space Frame Apparatus And Process For The Manufacture Of Same	93666IT	Maintenance7 - Receive Receipt - France	JLF	Received	10/21/2000
Space Frame Apparatus And Process For The Manufacture Of Same	93666ES	Maintenance7 - Receive Receipt - Spain	JLF	Received	10/21/2000
		Germany			
Space Frame Apparatus And Process For The Manufacture Of Same	93666DE	Maintenance7 - Receive Receipt -	JLF	Received	10/21/2000
Device For Adjusting The Checking Unit Of A Presser Foot Of A Sewing Machine And/Or An	174-677110	re rubilication		1028201	10.4.11.4.000
Joined Solid Oxide Fuel Cell Stacks And Method For Fabricating Same	SOF-991319	Office Action Mailed - USA		10/20/2000	00202000
Skate Boot Having An Outsole With A Rigid Insert	961642CA	Office Action Mailed - CANADA		10/20/2000	10/20/2000
Particulate Interface For Electrolytic Cells And Electrolytic Process	94873EP	Office Action Postcard - EUROPE		Received	10/20/2000
Buckle	WIL-001112	Office Action Postcard - USA	J.F.	Roceived	10/19/2000
Amps	POW-001111	Office Action Mailed - USA	_	10/19/2000	10/19/2000
High Solid Content Thermal Cure Cathode	MIT-991251	Application Abandoned	_	10/19/2000	10/19/2000
Millenium	LES-991453	Office Action Mailed - USA		10/18/2000	10/18/2000
Astrum	INL-991533	Office Action Postcard - USA)LF	Received	10/18/2000
Information Processing Apparatus	AHA-001168	Office Action Maifed - USA) ILF	10/18/2000	10/18/2000
Method Of Making A Rechargeable Manganese-Oxide Commound And Related Electode Material	991620UK	Maintenance7 - Receive Receipt - UK		Received	10/18/2000
Method Of Making A Rechargeable Manganese-Oxide Compound And Related Electrode Material	991620FR	Maintenance7 - Receive Receipt - FR	JCF	Received	10/18/2000
Method Of Making A Rechargeshie Manganese-Oxide Commond and Balased Electrode Managing	991620DE	Maintenance7 - Receive Receipt - DE	J.F	Received	10/18/2000
Controlled Release of Substances	971540AU	Office Action Mailed - AU) I.F	10/18/2000	10/18/2000
Composite Material And Process For Increasing Biovailability & Activity Of Beneficial Agents	CER-001234	Information Disclosure Statement		8/17/2000	10/17/2000
Skatchoot Having A Molded Outsole With Raised Regions	971071CA	Office Action Mailed - CANADA	JLF	10/17/2000	10/17/2000

Case Tracking System FACTOR & PARTNERS, LLC Actions Due - Done

Date: April 5, 2002

He	Current Collector Device Electrolytic Cell Having An Intermediate Sub-Component Connecting Layer And Pro cess For	Fabricating Same Grinder Max	Beefexpert Prosthesis Component And Method For It's Manufacture	Via Filled Interconnect for Solid Oxide Fuel Cells	This Product Is Officially Licensed By The Heirs Of L.M. Monteomery	This Product Is Officially Licensed By The Heirs Of L.M.Montgomery	Die Dust Bunnies and Design	Simulated Mating A Recharges to Mannaness Ovide Commound And Dalots (November 1975)	Product Configuration	Apparatus and Method For Controllably Delivering Fluid To a Second Fluid Smean	Module Battery Cell Stack Positioning System	Module Battery Cell Stack Positioning System	Storage Stable Fluid Injection Device And Associated Process	Seal Element	Seal Element	Electrochromic Media With Concentration Enhanced Stability, Process For The Preparation	Thereof and Use in Electrochromic Devices	Color-Stabilized Electrochromic Devices				Verfahren zum Laden einer Mehrzahl von Batterien	Galvanisches Element	Galvanisches Element	Galvanisches Element	Galvanisches Element, insbesondere Sekundarelement und Verfahren zur Hersteltung deserliben	Galvanisches Element, insbesondere Sekundareiement und Verfahren zur Herstellune desesihen	Galvanisches Element, insbesondere Sekundarelement und Verfahren zur Herstellung desselben	Galvanisches Element, insbesondere Sekundarelement und Verfahren zur Herstellung desselben	Galvanisches Element, insbesondere Sekundarelement und Verfahren zur Herstellung desselben	Galvanisches Element, insbesondere Sekundarelement und Verfahren zur Herstellung desselben	Galvanisches Element, insbesondere Sekundarelement und Verfahren zur Herstellung desselben	Galvanisches Element, insbesondere Sekundarelement und Verfahren zur Herstellung desselben
Case No	95232EP OKA-951353	OST-001310	UNL-001259 OST-001327	SOF-981218EP	MDH-991497	MDH-991497	PPI-981370	91620CA	LUX-001333	MIC-981222	POW-001265	POW-001265	981338PCT	UDL-001247	UDL-001247	001030PCT		991277P1	MIC-98125C001	MIC-98125C002	MIC-98125CP01	001129AT	001131CH	001131DE	001131FR	001182AT	001182BE	001182CH	001182DE	001182FR	001182IT	001182LU	001182NL
What	Submit reply letter by - Europe Office Action Postcard - USA	Filing Postcard	Receive Postcard U.S. Patent Maintenance	Paid 1.3 Years Verify designated countries - EPO	Section 8 - USA - Receive Receipt	Section 15 - USA - Receive Receipt	Office Action Postcard - USA	Maintenance 6 - Receive Receint - CA	Filing Postcard	Office Action Postcard - USA	Filing Postcard	Assignment Postcard	PCT Search Report	Additional Signatures/Filing Fee	Respond to Office Action - USA	PCT Publication		Information Disclosure Statement	Information Disclosure Statement	Information Disclosure Statement	Information Disclosure Statement	Maintenance9 - Receive Receipt - AT	Maintenance 15 - Receive Receipt - CH	Maintenance 15 - Receive Receipt - DE	Maintenance15 - Receive Receipt - FR	Maintenance 15 - Receive Receipt - AT	Maintenance 17 - Receive Receipt - BE	Maintenance 17 - Receive Receipt - CH	Maintenance 17 - Receive Receipt - DE	Maintenance 17 - Receive Receipt - FR	Maintenancel 7 - Receive Receipt - IT	Maintenancel 7 - Receive Receipt - LU	Maintenance 11 - Receive Receipt - NL
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Case Tracking System FACTOR & PARTNERS, LLC

Actions Due - Done

Date: April 5, 2002

Case Title	Calvanisches Element, insbesondere Sekundarelement und Verfahren zur Herstellung desselben Galvanisches Element, insbesondere Sekundarelement und Verfahren zur Herstellung desselben Galvanisches Element, insbesondere Sekundarelement Galvanisches Inspecie Electro Chemical Conversion in Rechargeable Batteries Process for Reducing Unwanted Specific Electro Chemical Conversion in Rechargeable Batteries Process for Charging and Discharging ZimcBromine Batteries Process
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Page 3

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04/10/2002

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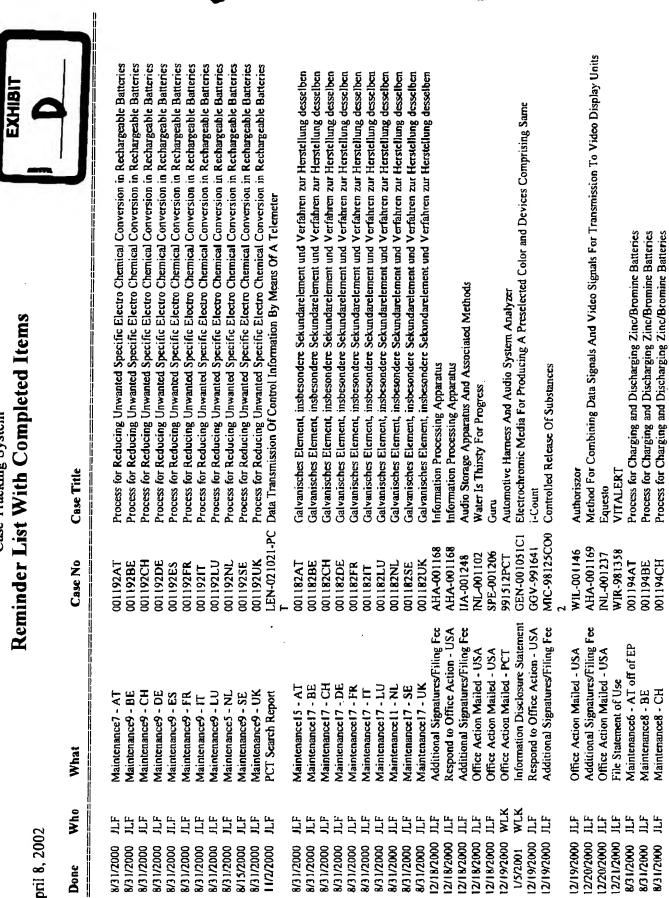
Case Tracking System

Date: April 8, 2002

Date Due

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FACTOR & PARTNERS



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Case Tracking System Reminder List With Completed Items

Date: April 8, 2002

Date Due	Done	Who	What	Case No	Case Title
12/22/2000 12/22/2000 12/22/2000	8/3 1/2000 8/3 1/2000 8/3 1/2000	ILF ILF	Maintenance 8 - DE Maintenance 8 - FR Maintenance 8 - IT	001194DE 001194FR 001194IT	Process for Charging and Discharging Zinc/Bromine Batteries Process for Charging and Discharging Zinc/Bromine Batteries Process for Charging and Discharging Zinc/Bromine Batteries
12/22/2000	Received	J.F.	Office Action Postcard - AU	971540AU	Process for Charging and Discharging Zinc/Bromine Batteries Controlled Release of Substances
12/22/2000	Received	JLF	Filing Postcard	MDH-001309	Elliot Moose And Design
12/22/2000	Received	JLF IF	Office Action Postcard - USA	MDH-98552	Emily Of New Moon
20077777	מומכוגכו	į	Assignment rosteard	031-001633	Arucie Comprising Board, Paper Of The Like And Process And Intermediate Product For The Production Thereof
12222000	Received	JLF	Filing Postcard	OST-001348	Optical System And Methods Of Compensating Rotationally Non-Symmetrical Image Defects In An Optical
12/22/2000	Received	JLF	Filing Postcard	OST-001380	Specifical Arrangement
12/22/2000	11/8/2000	JLF	Filing Receipt	POW-001260	Rib Spacing With Registration Point
12/22/2000	9/22/2000	JLF :	Assignment Recording	POW-001260	Rib Spacing With Registration Point
00077771	received	<u> </u>	Filing Postcard	POW-001261	Bipolar Plate And Method Of Manufacturing Same
12/22/2000	977/7000	֡֜֞֜֜֝֟֝֓֓֓֓֟֝֟֝֓֓֓֓֓֓֓֓֓֓֓֓֓֓֓֓֓֓֓֓֓֓֜֜֓֓֡֓֜֜֡֓֓֡֓֜֜֜֡֡֡֡֜֜֡֡֡֜֜֜֜֡֓֜֜֜֜֡֡֜֜֜֡֡֡֜֜֜֡֡֜֜֜֜֡֜֜֜֜֜֜	Filing Receipt	POW-001264	Electrochemical Cell With Manifold Device And Associated Method Of Manufacture And Operation
12/24/2000	11/24/2000	7 L	Assignment Recording	ACAD 001105	Electrochemical Cell With Manifold Device And Associated Method Of Manufacture And Operation
12/24/2000	11/24/2000	J.F	Statement of Use Postcard	MAR-991196	United States Cold Solutions and Decion
12/25/2000	12/20/2000	JLF	Confirmation regarding grant and	991434TA	Rechargeable Battery With Modified Manganese Oxide Positive Electrode
			tssue fee - TA		
12/25/2000	12/25/2000	JLF ::	Application Abandoned	MIT-991186	Process For Adding A Thermal Initiator To A High Solid Content Thermally Curable Anode Paste
12/26/2000	0002/92/21	1. I.	Respond to Office Action - USA Office Action Mailed - 119A	ALC-981160 INI -001162	Modified Taylor Welding Using An Adhesive
12/26/2000	12/26/2000	1	Office Action Mailed - 11SA	MIC-081141	Lexest Automotic Chief Deline, Denine And America And
12/26/2000	10/10/2000	I.F	Filing Receipt	OST-001310	Automatic Cyclic Fluid Delivery Device And Associated Process
12/26/2000	Received	JLF	Receive Receipt U.S. Patent	OST-001327	Prosthesis Component And Method For It's Manufacture
1		!	Maintenance Paid 7.5 Years		
12/26/2000	12/26/2000	JLF	Respond to Office Action - USA		Interconnect for Solid Oxide Fuel Cells
17/2 1/2000	Received	<u> </u>	Exam. Req Receive Receipt - JP	_	Polyelectrolyte Gel
12/27/2000	Received	J.F.	Office Action Postcard - USA	INT-991625	Degremont And Design
12/28/2000	12/28/2000	JLF	PCT Demand	98125PCT	Controlled Release Of Substances
12/28/2000	10/16/2000	JLF	Filing Receipt	LUX-001333	Product Configuration
12/28/2000	12/26/2000	JLF	Respond to Office Action - USA	MDH-991498	This Product Is Officially Licensed By The Heirs Of L.M. Montgomery
12/28/2000	12/14/2000	JLF :	Filing Receipt	POW-001265	Module Battery Cell Stack Positioning System
12/28/2000	9728/2000	J.F.	Assignment Recording	POW-001265	Module Battery Cell Stack Positioning System
12/29/2000	1/4/2001	J.F.	Office Action Marieu - USA PCT Publication	001-001351 981338PCT	Device For Housing A Planar Optical Component Storage Cable Fluid Intertion Device And Accepted Devices
12/29/2000	Received	WLK	IDS Postcard	991277C1	Storage Stabilized Electrochromic Devices Color-Stabilized Electrochromic Devices
12/29/2000	Received	WLK	IDS Postcard	991277P1	Color-Stabilized Electrochromic Devices

Date: April 8, 2002

Date Due	Done	Who	What		
12/29/2000	12/29/2000	JNJ WLK	Respond to Office Action - PCT Enter Nat! Ph - Ch I	991538PCT 001030PCT	System And Method For Use In Association With The Securities Lending Market Electrochromic Media With Concentration Enhanced Stability, Process For The Preparation Thereof and Use In
12/30/2000 12/31/2000 12/31/2000	11/1/2000 12/22/2000 10/10/2000	11.F 11.F 11.F	Complete patent search - USA Maintenance5 - Germany Maintenance5 - Germany	UA-001392 951088DE 951353DE	Electrochronic Devices Pat. Search On Audio Storage Apparatus And Associated Methods Poly-sulfide And Carbon Electrode Material And Associated Process Electrolytic Cell Having An Intermediate Sub-Component Connecting Layer And Pro cess For Fabricating
12/3 1/2000 12/3 1/2000 1/1/2001	10/16/2000 10/27/2000 Received	JLF JLF	Maintenance8 - Europe Issued Patent Due Maintenance14 - Receive Receipt	95638EP FBS-981117 001185AT	Same Ion-Conductive Polymer And Electrolyte Additives Column Repair Jack And Method Of Repairing A Column Galvanische Batterie und Verfahren zur Speicherung und Abgabe von Elektrischer Energie
1/1/2001	Received	JLF JLF	- A.1 Maintenance8 - Receive Receipt - A.T Maintenance5 - Receive Receipt -	001191AT	Method of Determining the Charging State of a Zinc-Bromine Battery and Method of Charging Such Battery
1/1/2001	Received	J.F.	AR Maintenance 14 - Receive Receipt		Verfahren zum Abbau ungleichtmassiger Abscheidungen an Elektroden einer Batterie
1/1/2001	Received).F	- BE Maintenance 14 - Receive Receipt - CH	001196CH	Verfahren zum Abbau ungleichmassiger Abscheidungen an Elektroden einer Batterie
1/1/2001	Received	JLF.	Maintenance 14 - Receive Receipt - DE	001196DE	Verfahren zum Abbau ungleichmassiger Abscheidungen an Elektroden einer Batterie
1/1/2001	Received	JLF	Maintenance 14 - Receive Receipt	001196FR	Verfahren zum Abbau ungleichmassiger Abscheidungen an Elektroden einer Batteric
1/1/2001	Received	JLF	Maintenance 14 - Receive Receipt	001196IT	Verfahren zum Abbau ungleichmassiger Abscheidungen an Elektroden einer Batterie
1/1/2001	Received	JLF	Maintenance 14 - Receive Receipt - LU	001196LU	Verfahren zum Abbau ungleichmassiger Abscheidungen an Elektroden einer Batterie
1/1/2001	Received	JLF	Maintenance 14 - Receive Receipt	001196UK	Verfahren zum Abbau ungleichmassiger Abscheidungen an Elektroden einer Batterie
1/1/2001 1/2/2001	1/8/2001	JLF WLK	Additional Signatures/Filing Fcc Information Disclosure Statement	CER-001246 991278	Cleaning Device And Associated Method Substituted Metallocenes For Use As Anodic Electrochromic Materials And Electrochromic Media And Devices Commission The Commission Th
1/2/2001 1/2/2001	10/31/2000	JLF	Information Disclosure Statement Office Action Mailed - USA	ILI-001350 OKA-951353	Polyelectrolyte Gel Electrolytic Cell Having An Intermediate Sub-Component Connecting Layer And Pro cess For Fabricating
1/2/2001 1/2/2001 1/2/2001 1/3/2001 1/3/2001	1/2/2001 11/22/2000 10/2/2000 11/6/2000 10/3/2000	7. F.	Patent Issued Filing Receipt Assignment Recording Filing Receipt Assignment Recording	OKA-981231 POW-001262 POW-001262 OST-001329 OST-001329	Saute Electrochemical Cell Having a Controlled Electrode Surface and Associated Fabrication and Chemical Process Charging/Floating Process For Zinc-Bromine Batteries Charging/Floating Process For Zinc-Bromine Batteries Combined Wall Faucet And Thermostat For Tub Combined Wall Faucet And Thermostat For Tub

Date: April 8, 2002

Date Due	Done	Who	What	Case No	
1/3/2001 1/3/2001 1/3/2001 1/3/2001	10/27/2000 11/2/2000 10/3/2000 2/22/2001	11. 11. 11. 11.	Filing Receipt Filing Receipt Assignment Recording PCT Search Report	OST-001330 OST-001331 OST-001331 OST-021029-PC	Handle For Thermostat Battery For Wall Attachment Combined Wall Faucet And Thermostat For Tub Combined Wall Faucet And Thermostat For Tub Device For Reading Flexible Storage Foils
1/3/2001	12/7/2000	JLF	Filing Receipt	POW-001263	Recombinator For The Re-Acidification Of An Electrolyte Stream in A Flowing Electrolyte Zinc-Bromine
1.02/2001	10/3/2000	JLF	Assignment Recording	POW-001263	Becombinator For The Re-Acidification Of An Electrolyte Stream In A Flowing Electrolyte Zine-Bromine Battery
1/3/2001	1/3/2001	JLF	Respond to Office Action - USA	UDL-991523	Molluscicide Formulation
14/2001	Received	J.F.	Filing Postcard	AJP-001426	Wastewater Treatment Process
1/4/2001	1/4/2001	בָּי בִּ	Complete trademark search - USA Complete trademark search - USA	PRP-001431	Pure Power Proteins Power
1/4/2001	Received		Issue Fee Postcard	SOF-981218	Via Filled Interconnect for Solid Oxide Fuel Cells
1/2/2001	10/23/2000		Filing Receipt	ERF-001354	Erfatek
1/5/2001	1/4/2001	J.;	Respond to Office Action - USA	INT-991673	e-perf
1/6/2001	Keceived	<u> </u>	Maintenance3 - Receive Receipt -	971541DE	Zinc Based Electrochemical Cell
1/6/2001	Received	JLF	Maintenance3 - Receive Receipt • EP	981021EP	Storage Stable Zinc Anode Based Electrochemical Cell
1/6/2001	Received	JLF	Maintenance 10 - Receive Receipt - DE	991618DE	Method Of Making A Rechargeable Modified Manganese Dioxide Material And Related Compound And Flectode Material
1/6/2001	Received	JLF	Maintenance 10 - Receive Receipt	991618FR	Method Material Rechargeable Modified Manganese Dioxide Material And Related Compound And Flectingle Material
1/8/2001	1/8/2001	JLF	Office Action Mailed - USA	AJP-001426	Wastewater Treatment Process
1/8/2001	Received	J.	Assignment Postcard	OST-001258	Mist Generating Head
1/8/2001	Received		Office Action Postcard - USA	SPE-991091	Associated Boosters
1/10/2001	10/13/2000		Assignment Recording	UDL-001214	Sealing Assembly
1/10/Z001	0002/61/01	_	Assignment Recording	WIL-001112	Buckle
1/11/2001	l/10/2001 Received	Ħ Ħ	PCT Demand Maintenance 10 - Receive Receipt	981341PCT 001375FT	Point Of Using Pressurization Of Acrosol Can By Gas Generating Methodology Battery Packaging Construction
			т.		
1/13/2001	12/13/2000		Statement of Use Postcard	VTS-981386	One Step To Spanish
1/14/2001	10/4/2000	7 :	PCT Search Report	981218PCT	Via Filled Interconnect for Solid Oxide Fuel Cells
1002/51/1	11/1/2000	, <u>.</u>	Maintenance Action Posicing - USA	199164-97100 00110164	A-Press Manual of December 1997 and 19
1/15/2001	Received	Ę ;	Additional Signatures Postcard	MIC-001308	viction of Defermining the Unarging State of a Linc-Bromine Battery and Method of Charging Such Battery Controlled Release Of Substances
1/15/2001	Received		Office Action Postcard - USA	MIC-001308	Controlled Release Of Substances
1/16/2001	12/14/2000	1.F	PCT 18 Filing Receipt Respond to Office Action - DCT	991574PCT	New Capacitor
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Date Due	Done	Wbo	What	Case No	Case Title
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1/16/2001	1/16/2001	JLF	Office Action Mailed - USA	CDS-001181	1. Services
1/17/2001	1/17/2001	JLF	Office Action Mailed - USA	YVE-001163	Biontritive A La Germastine
1/18/2001	Received	JLF	Additional Signatures Postcard	AHA-001168	Information Processing Apparatus
1/18/2001	Received	JLF	Office Action Postcard - USA	AHA-001168	Information Processing Apparatus
1/18/2001	1/30/2001	WLK	Letter to client regarding 4 mos to	DJJ-001139	Medical Dressing Device
,			file foreigns - USA		
1/18/2001	Received	JLF	Additional Signatures Postcard	UA-001248	Audio Storage Apparatus And Associated Methods
1/18/2001	Received	JLF	Filing Postcard	OST-001435	Method For Producing And Positioning Of A Screening Profile
1/19/2001	Received	JLF	Office Action Postcard - JP	981218JP	Via Filled Interconnect for Solid Oxide Fuel Cells
1/19/2001	1/19/2001	¥ĽK	Respond to Office Action - PCT	991512PCT	Automotive Harness And Audio System Analyzer
1/19/2001	Received	J.F	Office Action Postcard - USA	GGV-991641	i-Count
1/19/2001	1/19/2001	JLF	Office Action Mailed - USA	UA-001232	License Plate
1/19/2001	Received	JLF	Assignment Postcard	IJA-001248	Audio Storage Apparatus And Associated Methods
1/19/2001	Received	J.F	Office Action Postcard - USA	INT-001199	e & Design
1/19/2001	Received	JLF	Office Action Postcard - USA	INL-001200	cAuctionRoom & Design
1/19/2001	1/30/2001	WLK	Letter to client regarding 4 mos.to	JDM-001090	Tire Inflation System
			file foreigns - USA		
1/19/2001	Received	JLF	Additional Signatures Postcard	MIC-98125C00	Controlled Release Of Substances
1					
1/19/2001	Received	J.F	Filing Postcard	OST-001436	Material for Differently Modifying the Optical Properties of Different Cells
1/19/2001	10/24/2000		Assignment Recording	UDL-001247	Seal Element
1/20/2001	1/19/2001	J.F	PCT Request	011115PCT	Preparation and Xenotransplantaion of Porcine Islets
1/20/2001	Received	J.F.	Additional Signatures Postcard	AHA-001169	Method For Combining Data Signals And Video Signals For Transmission To Video Disnlay Units
1/21/2001	3/22/2000	JLF	Submit assignment document -	991434CA	Rechargeable Battery With Modified Manganese Oxide Positive Electrode
			CA		
1/21/2001	12/7/2000		PCT Examination Report	991671PCT	
1/21/2001	12/29/2000	JLF	PCT Search Report	LEN-021020-PC T	Electromagnetic Actuator
1/21/2001	1/5/2001		Issued Patent Due	OKA-981231	Electrochemical Cell Having a Controlled Electrode Surface and Associated Fabrication and Chamical December
1/21/2001	12/21/2000		Statement of Use Postcard	WIR-981358	VITALERT
1/22/2001	1/19/2001	JLF	Information Disclosure Statement	OST-001348	Optical System And Methods Of Compensating Rotationally Non-Symmetrical Image Defects In An Optical
10020	.000011	į			System
1/2/2001	1002/61/1	Z E	Information Disclosure Statement	OST-001380	Optical Arrangement
1027201	2062001	; ;	Dermond to Office Action 116 A	FOW-001201	Dipolar Flate And Manufacturing Same
103/201	2/1/2001	ή :: -	PCT Publication	3UF-391319	Johnson Dendier But Cell Stacks And Method For Fabricating Same
103/201	2/19/2001		Maintenance Canada	071071CA	Carbon Maculonia Carbon
1/23/2001	1/16/2001	I.F	Formal Drawings	MIC-981222	Sharebook maying A (monoco Outsore With Raised Regions) Annarating and Method For Controllably Delivering Bhid To a Second Chief Second
1/23/2001	1/16/2001	JLF	Issue Fee	MIC-981222	Apparatus and Method For Controllably Delivering Fluid To a Second Fluid Stream
1/23/2001	11/27/2000	JLF	Filing Receipt	OST-001359	Holder For Toilet Paper

FACTOR & PARTNERS

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Case Title	Holder For Tollet Paper Glass Holder Glass Holder Glass Holder Glass Holder Soap Dispenses Soap Dispenses Soap Dispenses Soap Holder Towel Ring Towel Ring Holder For Bathing Gown Holder For Bathing Gown Tray Tray Tray Tray Tray Tray Tray Tray
Case No	OST-001359 OST-001360 OST-001360 OST-001361 OST-001361 OST-001361 OST-001362 OST-001363 OST-001364 OST-001364 OST-001366 OST-001366 OST-001368 OST-001368 OST-001369 OST-001369 OST-001369 OST-001369 OST-001397 OST-001291 OST-001291 OST-001291 OST-001291 OST-001291 OST-001291 OST-001291 OST-001291 OST-001291 OST-001294 OST-001274 OST-001274 OST-001274 OST-001274 OST-001371
What	Assignment Recording Filing Receipt Assignment Recording Office Action Postcard - USA Maintenance 5 - AR Maintenance 5 - AR PCT Demand Postcard Respond to Office Action - USA Respond to Office Action - USA Respond to Office Action - USA
Who	<u> </u>
Done	10/23/2000 12/1/2000 10/23/2000 10/23/2000 10/23/2000 10/23/2000 10/23/2000 10/23/2000 10/23/2000 10/23/2000 11/20/2000 10/23/2000 11/20/2000
Date Due	123/2001 173/2001

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Case Title	Storage Stable Fluid Injection Device And According December	System And Method For Use In Association With The Securities I ending Market	Optical Arrangement	Associated Boosters	Fluid Dispensing Pump	•	Holder For Bathing Gown	Zinc Based Electrochemical Cell	Stotage Stable Zinc Anode Based Electrochemical Cell	Polyelectrolyte Gel					
		991538PCT	OST-001382	OST-001382	OST-001382	OST-001406	OST-001406	OST-001406	SPE-991091	MIC-981122		OST-001364	971541DE	981021EP	ILI-001350
Date Due Done Who What Case No	PCT Demand	Office Action Postcard - PCT	Filing Postcard	Assignment Postcard	IDS Postcard	Filing Postcard	Assignment Postcard	IDS Postcard	Office Action Mailed - USA	Send Client Reminder U.S. Patent	Maintenance Due 3.5 Years	Check for issue notification - USA OST-001364	Maintenance3 - DE	Maintenance3 - EP	Filing Receipt
Wbo	JLF	Z	J.F.	JLF)LF	J.F.	JLF	J.F	JLF	J.F.		JLF)LF)LF	JLF
Done	1/24/2001	Received	Received	Received	Received	Received	Received	Received	1/29/2001	Sent			11/6/2000	11/6/2000	1/15/2001
Date Due Done	1/29/2001	1/29/2001	129/2001	1/29/2001	1/29/2001	1/29/2001	1/29/2001	1/29/2001	1/29/2001	1/30/2001		1/30/2001	1/31/2001	1/31/2001	1/31/2001

Date: April 5, 2002

Case Number: MIC-981341

Patent No. 6,283,461

Status: Issued

Date Issued: 9/4/2001

Application Type: Utility Expiration Date: 6/11/2019

Title: Automatic Cyclic Fluid Delivery Device And Associated Process

Case Management

Sr. Attorney: Jody L. Factor

Case Administrator:

Client:

MIC

Microlin, L.C.

3122261919

Primary Contact: Raymond Miller

2425 South 900 West

Salt Lake City, Utah 84119

Previous Cases:

None

Case was Foreign Filed on 5/17/2000

The Formal Drawings were sent on 7/13/2001

Filing Receipt was received on 7/12/1999

Patent was Allowed on 4/16/2001

----Issue Fee Paid on 7/13/2001

Issued Patent was received on 9/6/2001

Maintenance Fees:

Inventors:

3.5 Year Maintenance Fee is due 3/4/2005

Ashok V. Joshi, Truman Wold, John J. McEvoy

7.5 Year Maintenance Fee is due 3/4/2009

11.5 Year Maintenance Fee is due 3/4/2013

Abstract: A fluid delivery device comprising a container for holding a predetermined quantity of fluid, means for generating gas within the container and means for cyclically dispensing fluid at predetermined intervals out of the container. One means for generating gas within the container comprises a gas generating cell. One means for cyclically dispensing fluid at predetermined intervals comprises a one-way pressure relief valve.



Examiner: C.Bushey

Office: 1724

Examiner Phone: 703/308-3581

Date: April 5, 2002

Notes:

None

Last Office Action:

Date Mailed: 12/26/2000

Date Received: 12/28/2000

Response Sent: 3/26/2001

Last Date to File: 6/26/2001

Office Action Notes: None

Last Assignment:

Assigned By: Assigned To: Effective Date:

Date Sent: Date Recorded: 6/11/1999 6/11/1999 010044/0904

Reel and Frame:

Assignment Notes: None

Date: April 5, 2002

Case Number: MIC-98125CP01

Status: Pending

Application Type: Utility

Filing Date: 8/28/2000

App. Serial No.: 09/649563

Title: Controlled Release Of Substances

Case Management

Sr. Attorney: Jody L. Factor

Case Administrator:

Client:

MIC

Microlin, L.C.

31222619<u>1</u>9

Primary Contact: Raymond Miller

2425 South 900 West

Salt Lake City, Utah 84119

FAX RECEIVED

APR 1 0 2002

Previous Cases:

Continuation of Case #

Serial #

Filing Date

Туре

1. MIC-98125

09/028372

2/24/1998

CIP

No Foreign Filing 'Reminder Date Due' present and no 'Date Foreign Filed' present

Filing Receipt was received on 10/22/2001

Inventors:

Ashok V. Joshi, Truman Wold, John J. McEvoy

Abstract:

The present invention is directed to a device for releasing a volatile substance. The device includes a housing having an interior region, a volatile substance contained within the interior region, and the ability to controllably release the volatile substance from the housing. Such controllable release can be accomplished by the housing being substantially permeable to ambient air, yet substantially impermeable to the volatile substance contained within the interior region of the housing. Additionally, the invention contemplates the use of one or more porous plugs for diffusing the volatile substance therethrough and eventually into atmosphere in a vapor form. To assist such diffusion, the invention likewise contemplates the use of an electrochemical gas generating cell, a heating element and/or other features which allow air to controllably enter into the interior region of the housing.

Notes:

-- Notice to File Missing Parts faxed from USPTO Sept. 27, 2001

-Petition to Revive filed October 8, 2001.



Date: April 5, 2002

No Office Actions

No Assignments

Case Tracking System Patent Office Action Report

T			2000
1 1916.			201117
Date:	AVII	1	2002

Case Number: MIC-98125CP01 ClientId: MIC Status: Pending

Title: Controlled Release of Substances Application Serial Number: 09/649563

3122261919

Client: Microlin, L.C.

Primary Contact: Mr. Raymond Miller Client Case No.:

No Office Actions for this case

FAX RECEIVED PETTIONS OFFICE



Case Tracking System Patent Office Action Report

Date: April 5, 2002

Case Number: MIC-981341

Case Number: MIC-981341

ClientId: MIC

Status: Issued

Title: Automatic Cyclic Fluid Delivery Device And Associated Process

Application Serial Number: 09/330907

3122261919

Client: Microlin, L.C.

Primary Contact: Mr. Raymond Miller

Client Case No.:

Country: USA

Title: Automatic Cyclic Fluid Delivery Device And Associated Process Date Mailed: 7/19/2000 Date Received: 7/21/2000

Date Due: 8/21/2000

Date Sent: 8/21/2000

Case Number: MIC-981341 Country: USA

Title: Automatic Cyclic Fluid Delivery Device And Associated Process

Date Mailed: 10/6/2000 Date Received: 10/12/2000

Date Due: 11/6/2000 Date Sent: 11/6/2000

Case Number: MIC-981341 Country: USA

Title: Automatic Cyclic Fluid Delivery Device And Associated Process

Date Mailed: 12/26/2000 Date Received: 12/28/2000

Date Due:

3/26/2001 Date Sent: 3/26/2001



RECEPTION OK

TX/RX NO

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RESULT

OK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FAX RECEIVED

JUN - 4 2002 -

PETITIONS OFFICE

IN RE APPLICATION OF:

Joshi et al.

CASE:

98125CP01

RESPONSE TO NOTICE

TO FILE MISSING PARTS

SER. NO .:

09/649,563

(filing date granted)

FILING DATE:

August 28, 2000

FOR:

CONTROLLED RELEASE OF

SUBSTANCES

ASSISTANT COMMISSIONER FOR PATENTS Washington DC 20231 ATTENTION OF:

EXAMINER:

Dear Sir:

If any charges or fees must be paid in connection with the following communication, they may be paid out of our Deposit Account No. 50-0545.

This is in response to the Notice to File Missing Parts of Application (filing date granted), mailed October 17, 2000, a copy of which is attached.

The Notice indicated that the Declaration and basic filing fee was missing. In response, Applicant herewith submits the executed Declaration and requests that the amount of \$388.00 (\$370.00 + \$18.00) for the small entity statutory basic filing fee, small entity additional claims fee and surcharge fee be withdrawn from our Deposit Account 50-0545. Applicant notes that the Office has previously "booked" a petition fee of \$130.00 as the late-filing surcharge, and therefore Applicant has not included this amount in the above request. Should any additional amounts be required to satisfy the

Police opposed Notice Applicant requests those additional amounts be withdrawn from the

\$130.00 CR
FACTOR & PARTNERS, LLC
1327 West Washington Blvd

Jody L. Factor

1327 West Washington Blvd., Suite 5G/H

Chicago, IL 60607

te: 06/07/2002 AKELLEY

-130:00 NP

06/07/2002 01-FC:201-02-FC:205 03-FC:203 Deposit Account also. Accordingly, all outstanding missing parts identified in the Notice are submitted herewith, along with the appropriate surcharge fee.

Should anything further be required, a telephone call to the undersigned at (312) 226-1818 is respectfully solicited.

Respectfully submitted,

FACTOR & PARTNERS, LLC

Dated: June 4, 2002

Jødy L. Factor

One of Applicant's Attorneys

FIRST NAMED APPLICAT Ashok J. Joshi

ATTORNEY DOCKET NUMBER

98125CP01

22876 FACTOR AND PARTNERS, LLC

100 WEST MONROE STREET SUITE 300 CHICAGO, IL 80603

FORMALITIES LETTER OC000000005478738

Date Mailed: 10/17/2000 >

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATIONAX RECEIVED

FILED UNDER 37 CFR 1.63(b)

JUN - 4 2002

Filing Date Granted

PETITIONS OFFICE

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required Items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$36.
 - \$36 for 2 total claims over 20.
- The oath or declaration is unalgned.
- To avoid abandonment, a late filling fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 856.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY

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DECLARATION FOR UTILITY OR

DESIGN

PATENT APPLICATION

3122261919

Joshi et al.

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First Named Inventor

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